

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

TIMOTHY J. DONOHUE,)	Case No. 4:22-CV-4044-LLP
)	
Plaintiff,)	
)	
v.)	AFFIDAVIT OF
)	TIMOTHY J. DONOHUE
ARTHUR J. GALLAGHER & CO., a)	
Delaware corporation; and BOB)	
JACOBSEN,)	
)	
Defendants.)	

STATE OF SOUTH DAKOTA)
: SS
COUNTY OF MINNEHAHA)

Timothy J. Donohue, being first duly sworn on oath, deposes and states as follows:

1. I was an insurance producer for decades with Williams Insurance Agency, Inc. before Williams was acquired by Arthur J. Gallagher & Co. in 2018. I then became an insurance producer employee with Gallagher.

2. In January 2022, I was requested by legislators and a private individual to provide background testimony at a South Dakota Legislature Senate Commerce and Energy Committee hearing relating to Senate Bill 92 [as amended by 92A].

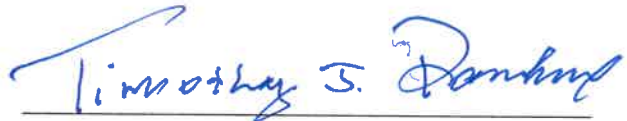
3. At the hearing I identified myself and my occupation, but did not state my employment or any other affiliation.

4. My testimony concerned only historical background related to the insurance industry and insurance pools.

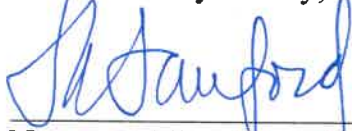
5. On February 2, 2022, I received a prearranged call on another topic from Defendant Robert Jacobsen. In that call he terminated my employment with Arthur J. Gallagher & Co. stating that the reason was my testimony before the Senate Commerce and Energy Committee on January 25, 2022.

6. In January 2022 I had one of my best months ever for the dollar amount of insurance business I produced. In addition, my 2021 production earned me a bonus exceeding \$34,000, which has not been paid due to my termination.

Dated: July 7, 2022


Timothy J. Donohue

Subscribed and sworn to before
me this 7th day of July, 2022



Notary Public – South Dakota

My commission expires: 4/21/28

